

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Ashby III et al.

Serial No. 09/747,274

Filed: December 21, 2000

For: APPARATUS, SYSTEM AND METHOD
FOR RECORDING AND/OR
RETRIEVING AUDIO INFORMATION

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Group Art Unit: 2654

Examiner: T. Smits

Atty. Dkt. No. 5007-00700

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313, on the date indicated below:

December 12, 2003
Date

Kevin L. Daffner

**SUPPLEMENTAL DECLARATION FOR REISSUE PATENT APPLICATION
TO CORRECT "ERRORS" STATEMENT PURSUANT TO 37 C.F.R. § 1.175
AND THE SURRENDER OF ORIGINAL PATENT**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Dear Sir/Madam:

We hereby declare that:

Every error in the patent which was corrected in the present reissue application, and which is not covered by the prior oath(s) and/or declaration(s) submitted in this application, arose without any deceptive intention on the part of the applicants.

We hereby offer to surrender the ribboned, original U.S. Patent No. 5,852,803. Accordingly, accompanying this Supplemental Declaration is the ribboned, original U.S. Patent No. 5,852,803.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or

inprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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